

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Senate Bill 84 be amended to read as follows:

- 1       Page 35, between lines 7 and 8, begin a new paragraph and insert:
  - 2       **"(d) If the department determines that further information is**
  - 3       **necessary to make a determination under this chapter, the**
  - 4       **department may request additional information from an**
  - 5       **employing unit, including an employer, on a form prescribed by**
  - 6       **the department. Unless the employer responds to the request for**
  - 7       **information not later than the tenth day after the request for**
  - 8       **information is delivered to the employer, the department shall**
  - 9       **make the determination with the information available. An**
  - 10       **employer that fails to respond to a request for information from**
  - 11       **the department and subsequently successfully appeals the decision**
  - 12       **of the department shall be charged in accordance with this chapter**
  - 13       **for all benefits paid as a result of the employer's failure to timely**
  - 14       **respond, and the benefits paid may not be recovered from the**
  - 15       **claimant."**
  - 16       Page 35, line 8, strike "(d)" and insert "(e)".
  - 17       Page 35, line 24, strike "(e)" and insert "(f)".
  - 18       Page 35, line 32, delete "(f)" and insert "(g)".
  - 19       Page 35, line 40, delete "(e);" and insert "(f);".
  - 20       Page 35, line 42, delete "(e)" and insert "(f)".
  - 21       Page 36, line 5, delete "(g)" and insert "(h)".
  - 22       Page 36, line 10, delete "(e)" and insert "(f)".
  - 23       Page 36, line 14, delete "(e);" and insert "(f);".
  - 24       Page 36, line 16, delete "(e)" and insert "(f)".
  - 25       Page 36, line 21, delete "(h)" and insert "(i)".
  - 26       Page 36, line 22, delete "(f) or (g)," and insert "(g) or (h),".
  - 27       Page 36, line 32, delete "(i)" and insert "(j)".
  - 28       Page 36, line 34, delete "(j)" and insert "(k)".
  - 29       Page 37, line 4, delete "(k)" and insert "(l)".
  - 30       Page 37, line 8, delete "(l)" and insert "(m)".
- (Reference is to SB 84 as printed February 6, 2009.)

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Senator TALLIAN